GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Environment, Forests, Science & Technology Department - Diversion of 2.97 ha. of forest land in Compartment No.75 of Kamalapuram Block-II, Kamalapuram Beat, Proddatur Range, YSR division in favour of Executive Engineer, Kadapa for construction of Major bridge across Papagni river including approaches at Km 153/200 of Renigunta-Kadapa-Muddanuru Road NH-716 in the state of Andhra Pradesh – Permission Accorded – Orders – Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (Section-II) DEPARTMENT

G.O.MS.No. 18 **Dated: 01-04-2025**
Read the following:-

1)From the PCCF & HoFF., A.P., Mangalagiri, Lr.Ref.No.EFS02-15034/6/2023-FCA SEC-PCCF/FCA-1, dated 06.11.2023.
2)State Govt.Lr.No.2521/Sec.II/2023/2262338, dated 16.11.2023.
3)EDS raised by GoI, MoEF&CC, Sub-office at Vijayawada of Regional Office, Chennai.
4)State Govt.Lr.No.2521/Sec.II/2023/2262338, dated 15.10.2024.
5)From the MoEF&CC (FC Division), GoI, New Delhi, online proposal No.FP/AP/ROAD/449040/2023, dated 16.12.2024.
6)From the PCCF & HoFF, Lr.Rc.No.EFS02-15034/47/2021-FCA-1, dated 21.01.2025.
7)State Govt.Lr.No.2521/Sec.II/2023/2262338, dated 25.01.2025.
8)From the MoEF&CC (FC Division), GoI, New Delhi, online proposal No.FP/AP/ROAD/449040/2023, dated 27.02.2025.

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ORDER:

In the letter 1st read above, the Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, has submitted a statutory proforma proposal seeking prior approval of the Central Government under Section-2 (1) (ii) of the Van (Sanrakshan Evam Samvardhan) Adhiniyam, for diversion of 2.97 ha. of forest land in Compartment No.75 of Kamalapuram Block-II, Kamalapuram Beat, Proddatur Range, YSR division in favour of Executive Engineer, Kadapa for construction of Major bridge across Papagni river including approaches at Km 153/200 of Renigunta-Kadapa-Muddanuru Road NH-716 in the state of Andhra Pradesh.

2. In the letter 4th read above, the proposal of the Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, was sent to the Government of India, Ministry of Environment, Forest & Climate Change, New Delhi for according in-principle approval under Section-2 (1) (ii) of the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980.

3. In the letter 5th read above, the Government of India, Ministry of Environment, Forest & Climate Change (FC Division), New Delhi, has accorded in-principle approval under Section 2(1)(ii) of the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980, for the above proposal and has requested to submit the compliance report on the conditions stipulated therein within the stipulated time for final approval.

4. In the letter 6th read above, the Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, has furnished compliance report on the conditions stipulated in the in-principle approval for onward submission to the Government of India, Ministry of Environment, Forest & Climate Change (FC Division), New Delhi, for final approval for the above proposal. The same has been forwarded to the Government of India, Ministry of Environment, Forest & Climate Change (FC

Division), New Delhi, for the grant of final approval under Section 2(1)(ii) of the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980, vide letter in the 7th read above.

5. In the letter 8th read above, the Government of India, Ministry of Environment, Forests & Climate Change (FC Division), New Delhi, have granted final approval under Section 2(1) (ii) of the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 for ex-post facto approval of the violation of the Adhiniyam for diversion of 2.97 ha. of forest land in Compartment No.75 of Kamalapuram Block-II, Kamalapuram Beat, Proddatur Range, YSR division in favour of Executive Engineer, Kadapa for construction of Major bridge across Papagni river including approaches at Km 153/200 of Renigunta-Kadapa-Muddanuru Road NH-716 in the state of Andhra Pradesh, subject to fulfilment of relevant conditions stipulated therein.

6. Government, after careful examination of the proposal, hereby accord permission to the Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, for diversion of 2.97 ha. of forest land in Compartment No.75 of Kamalapuram Block-II, Kamalapuram Beat, Proddatur Range, YSR division in favour of Executive Engineer, Kadapa for construction of Major bridge across Papagni river including approaches at Km 153/200 of Renigunta-Kadapa-Muddanuru Road NH-716 in the state of Andhra Pradesh, subject to the following conditions:-

1. General Conditions

Sl.No.	Conditions
1.1	"Legal status of the diverted forest land shall remain unchanged"
1.2	"The State Government shall ensure that the land identified for the purpose of CA shall be clearly depicted on a Survey of India toposheet of 1:50,000 scale"
1.3	"At the time of payment of the Net Present Value (NPV) at the then prevailing rate, the User Agency shall furnish an undertaking to pay the additional amount of NPV, if so determined, as per the final decision of the Hon'ble Supreme Court of India"
1.4	"Compensatory levies, if any, realized in future under the extant project, shall be transferred/deposited, through e-payment module on PARIVESH portal (https://parivesh.nic.in/), into the account of CAMPA of the State concerned, managed by the National Authority (CAMPA)"
1.5	"The State Government shall ensure that the User Agency shall obtain the Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986, if required"
1.6	"The State Government shall ensure that the boundary of the diverted forest land, shall be demarcated on ground at the project cost, by erecting four feet high reinforced cement concrete pillars, each inscribed with its serial number, forward and back bearing and distance from pillar to pillar"
1.7	"The State Government shall ensure that the User Agency, if required, will implement comprehensive soil conservation measures in the area being diverted at the project cost in consultation with the State Forest Department."
1.8	"The State Government shall ensure that no labour camp shall be established on the forest land"
1.9	"The State Government shall ensure that the User Agency shall provide fuels preferably alternate fuels to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas"
1.10	"The forest land shall not be used for any purpose other than that specified in the proposal"
1.11	"The State Government shall ensure that the layout plan of the proposal shall not be changed without the prior approval of the Central Government"
1.12	"The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government"

1.13	"The State Government shall ensure that no damage to the flora and fauna of the adjoining area shall be caused"
1.14	"Any tree felling shall be done only when it is unavoidable and that too under strict supervision of the State Forest Department"
1.15	"The State Government shall ensure that the user agency in consultation with the State Government shall create and maintain alternate habitat/home for the avifauna, whose nesting trees are to be cleared in this project. Bird's nests artificially made out of eco-friendly material shall be used in the area, including forest area and human settlements, adjoining the forest area being diverted for the project"
1.16	"Any other condition that the concerned Regional Office of this Ministry may stipulate, from time to time, in the interest of conservation, protection and development of forests & wildlife"

2. **Standard conditions:**

S.No.	Conditions
2.1	The State Government shall ensure that the user agency shall arrange to raise strip plantation on either side of the road and central verge at project cost, as per IRC specification, with maintenance of 7-10 years.
2.2	The State Government shall ensure that the user agency will provide retaining walls, breast walls and drainage as per requirement to make the slope stable.
2.3	The State Government shall ensure that the designing of culverts/bridges, if any, over the natural streams/rivers/canals should be done in such a manner that it does not hamper the natural course of water, does not give rise to water-logging, and also does not hamper movement of wild animals.
2.4	The State Government shall ensure that the Compensatory afforestation, over already transferred and mutated non-forest land of 3.04 ha, shall be raised by the State Forest Department at the project cost as per the approved CA scheme. The afforestation work shall start with in 2 years from the issue of final approval.
2.5	The user agency shall comply all the provisions of the all Acts, Rules, Regulations, Guidelines, relevant Hon'ble Court Order (S) and NGT Order (S), if any, or the time being in force, including compliance of the Schedule Tribes and Other Traditional Forest Dwellers (Recognition of Forests Rights) Act, 2006 as applicable to the project;
2.6	Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as prescribed in para 1.16 of Chapter 1 of the Consolidated Guidelines and Clarifications Issued Under Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 and Van (Sanrakshan Evam Samvardhan) Rules, 2023 issued by this Ministry's letter No. 5-2/2017-FC dated 29.12.2023;
2.7	The User Agency shall submit the annual self -compliance report in respect of the above stated conditions to the State Government, concerned Regional Office and to this Ministry by the end of March every year regularly;
2.8	The User Agency shall ensure that because of this project, no damage is caused to the wildlife available in the area;
2.9	The cost of felling of trees shall be deposited by the User Agency with the State Forest Department;
2.10	The State Government shall ensure that the survey, demarcation and erection of permanent pillars, if required on the identified CA over non-forest land, shall be done by the State Forest Department at the cost of the user agency.
2.11	The State Government shall complete settlement of rights, in term of the Scheduled Tribes and Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006, if any, on the forest land to be diverted and submit the documentary evidence, in accordance with the Rule 11 (7) of the Van (Sanrakshan Evam Samvardhan) Rules, 2023;

2.12	The State Government and User Agency shall ensure compliance to all conditions stipulated in the 'in-principle' approval letter dated 16.12.2024 for which undertakings have been obtained from the user agency and also the provisions of the all Acts, Rules, Regulations and Guidelines, relevant Hon'ble Court Order (S) and NGT Order (S), if any, or the time being in force, including compliance of the Schedule Tribes and Other Traditional Forest Dwellers (Recognition of Forests Rights) Act, 2006, before handing over the forest land to the user agency.
2.13	The monitoring report shall be uploaded on e-portal (https://parivesh.nic.in/) regularly.

3.Specific conditions:

S.No.	**Conditions**
3.1	"The State Government shall ensure that the land identified for CA which has been transferred and mutated in favour of the State Forest Department, shall be notify as Protected Forest under section 29 of the Indian Forest Act, 1927 or local forest Act of State before handing over of forest land to the User Agency by the State Government. The Nodal Officer shall upload a copy of said notification on the PARIVESH portal under intimation to this Ministry"

7. The Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, shall take further necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G. ANANTHA RAMU
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests & Head of Forest Force,
Andhra Pradesh, Mangalagiri, Guntur District.

Copy to:

1.The Chief Executive Officer, National Compensatory Afforestation Fund Management and Planning Authority, 4th Floor, Block No.3, CGO Complex, New Delhi – 110 003.
2. The Inspector General of Forests,
ROHQ, MoEF&CC, Indira Paryavaran Bhavan,
Jor Bagh Road, Aliganj, New Delhi – 110 003.
3. The Assistant Inspector General of Forests (Central),
GoI, MoEF&CC, Sub-office at Vijayawada of
Regional Office, Chennai, Green House Complex,
Gopal Reddy Road, Vijayawada – 520 010.
4.The Executive Engineer (R & B),
NH-Division, Kadapa.
5. SC/SF

//FORWARDED :: BY ORDER//

SECTION OFFICER